

# EXHIBIT 8

Page 1

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

3 -----  
4 FRED and KATHLEEN STARK, a married couple,  
5 Plaintiffs,

6 v.

7 THE SEATTLE SEAHAWKS, FOOTBALL NORTHWEST, LLC, a  
8 Washington limited liability company, FIRST & GOAL,  
9 INC., a Washington corporation, THE WASHINGTON  
10 STATE PUBLIC STADIUM AUTHORITY, a Washington  
11 municipal corporation, and LORRAINE HINE, in her  
12 capacity as chair of the Washington State Public  
13 Stadium Authority Board of Directors,

14 Defendants.

15 Case No. CV 06-1719 JLR  
16 -----

17 DEPOSITION OF - CONFIDENTIAL

18 Milton Ahlerich

19 May 2, 2007

20 New York, New York

21 Lead: Garth Wojtanowicz, Esquire

22 Firm: Danielson Harrigan  
23

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JANE ROSE REPORTING

1-800-825-3341

1 A. Yes.

2 Q. You were in charge of the -- actually,  
3 let me rephrase that.

4 Were you involved with the development  
5 of the NFL policy to conduct limited pat-downs at  
6 all NFL games?

7 A. Yes.

8 Q. Can you just sort of outline for me what  
9 the nature of your involvement was?

10 A. Immediately after the events of  
11 9/11/2001, Commissioner Tagliabue assembled a task  
12 force of security experts, some of whom I  
13 recommended, some were recommended by others, to  
14 participate in a development of appropriate  
15 security matters, measures that should be taken to  
16 maximize reasonable security at all NFL stadiums  
17 going forward. I chaired that task force.

18 Q. How many people were on that task force?

19 A. I believe eight.

20 Q. Who were those people?

21 A. Louis Morletti, former director of the  
22 U.S. Secret Service; Weldon Kennedy, former deputy  
23 director of the FBI; Khalil Johnson, the director  
24 of the Georgia World Congress and Convention

1 to me that the task force, now at least, meets at  
2 least one time per year in person. So, can you  
3 describe for me generally how the task force met  
4 initially and whether those procedures changed over  
5 time?

6 A. During 2001-2002, the task force met  
7 more than a few times personally, several times  
8 personally in, physically in one place at one time,  
9 particularly when we were writing the best  
10 practices and devising the best practices, inviting  
11 in other experts to talk with us.

12 After that, going into 2002, we had some  
13 conference calls during 2001, as well. And then  
14 2002, we had more conference calls. Now we do it  
15 mostly by conference call or, and the one meeting  
16 that we have a year.

17 Q. Is it correct to say that the task force  
18 was formed in response to the attacks on the World  
19 Trade Center on September 11, 2001?

20 A. I believe that's the case, but you'd  
21 have to ask the commissioner. I did not form that.  
22 That's a question more properly directed to him.

23 Q. Did you have an understanding of what  
24 the purpose of the task force was?

1 A. Yes.

2 Q. What was your understanding?

3 A. To devise security procedures that we  
4 could put in place that would maximize the  
5 protection of our stadiums and do that in a  
6 reasonable way that would not only provide real  
7 security, it would inform the public and our  
8 guests, our fans that they were, in fact, safe.

9 Q. Where did that -- where did your  
10 understanding of the purpose of the committee come  
11 from?

12 A. Commissioner Tagliabue.

13 Q. From conversations with Mr. Tagliabue?

14 A. His direction, yes, sir.

15 Q. Now, you said that you -- one of the  
16 purposes of the task force was to develop  
17 procedures that would inform the public and the  
18 fans that they were secure; is that correct?

19 A. To make -- not exactly. Not exactly.  
20 Let me amplify on that.

21 An important part of security is the  
22 perception of security, so that when fans come into  
23 a stadium, that they feel comfortable. They know  
24 that measures are in place that are keeping them

1 safe, not only from being told that, but from  
2 measures that they can see in place. And I've got  
3 numerous examples how that's played out over the  
4 years.

5 People want to feel secure, and  
6 especially after 9/11, we were intent on A, making  
7 them secure and B, giving them the knowledge that  
8 they were secure, so that they would perceive that  
9 they were secure, so that they could then come in  
10 and enjoy the game and not be frightened.

11 Q. And the importance of that, in part --  
12 would you agree that the importance of that is that  
13 if fans didn't feel secure, they might not, at NFL  
14 games, they might not come in as great of numbers  
15 to NFL games, correct?

16 A. Not exactly. That's part of the answer.  
17 It's part that certainly if they stayed away, that  
18 would be a very bad thing for what we're trying to  
19 do.

20 But secondly, we want them to enjoy  
21 themselves. We're in the entertainment business.  
22 We want our fans to come in and enjoy the games and  
23 be able to focus on the games and enjoy the games  
24 and support their team.

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1 not an attorney, and in terms of the relationship  
2 that the teams and the league have, we fall  
3 underneath that. So broadly, as to how much  
4 authority the league has over teams is something  
5 that I would not be prepared to answer in a  
6 qualified answer.

7 Q. Do you have an understanding of what the  
8 extent of your authority is?

9 A. Very broadly.

10 Q. Do you believe -- is it your  
11 understanding that you, as the director of  
12 security, can require teams to implement specific  
13 security procedures?

14 A. As the individual or as my position, no,  
15 I could not.

16 Q. Is it your understanding that the NFL,  
17 upon a vote of the owners, can require all teams to  
18 implement specific security procedures?

19 A. Yes.

20 Q. Do you have an understanding of what the  
21 consequence would be if a team either refused or  
22 failed to comply with mandated security procedures?

23 A. That's not something that I would be the  
24 one person taking the authority to take that

1 or do you do that? Who makes those changes?

2 A. I do that. They are an advisory  
3 committee. That's their capacity. And ultimately,  
4 I am only recommending to the commissioner.

5 These matters flow to me. I will draft  
6 any changes that should be considered into the best  
7 practices for a recommendation to the general  
8 counsel and to the commissioner.

9 Q. So, the best practices are  
10 recommendations to the constituent football teams;  
11 is that correct?

12 A. That's correct.

13 Q. Is that different from the NFL pat-down  
14 policy?

15 A. It is.

16 Q. How is that different?

17 A. Well, the NFL pat-down policy was  
18 mandated by the league as a result of the owners  
19 endorsing it and the commissioner going forward  
20 with that and instructing that they be put in  
21 place.

22 Q. Are there other security procedures that  
23 were adopted and made mandatory by a vote of the  
24 constituent teams?



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1 Q. The question is, regardless of what an  
2 NFL team, a specific NFL team knew about the  
3 reasons for adopting this policy, once you made the  
4 decision to make it mandatory, they had to follow  
5 it regardless, correct?

6 A. That's correct.

7 Q. I'd like you to turn to the fifth page  
8 of this exhibit, NFL 1102. And it says, Status of  
9 pat-downs. Thirteen clubs used in 2004.

10 And those clubs were doing that  
11 voluntarily of their own accord; is that correct?

12 A. Yes.

13 Q. Then it says, Every club would be  
14 well-advised to consider implementing, genuine  
15 deterrent and not just a terrorist issue.

16 What did you mean by not just a  
17 terrorist issue?

18 A. Active shooter, someone who is a  
19 deranged person, an imbalanced person and not a  
20 terrorist in the classical sense, but if someone is  
21 deranged to the point where they want to strap on a  
22 large amount of, you know, ten guns on themselves  
23 or other explosives on themselves, someone who's a  
24 deranged poor soul, but nonetheless deadly, we

1 or some -- I mean, I would try.

2 Q. Well, I guess, in reading this document,  
3 it indicates on the second page some guidelines to  
4 keep in mind.

5 A. Uh-huh.

6 Q. And to be frank, I can't tell which  
7 parts of these are mandatory and which parts of  
8 them are not. So, do you have any understanding  
9 how a member club is going to figure out or might  
10 figure out which parts of the instructions given to  
11 them are mandatory and which ones are not?

12 A. Pat-downs are mandatory. How you do  
13 them, here's some guidelines. We're trying to help  
14 you here in giving you some ideas as to guidelines  
15 for doing them.

16 Many clubs go further. Many clubs go  
17 much further than what's here. That's their  
18 business. This is a start point for them. They've  
19 got to do the pat-downs. They can't let them in.  
20 This is material for them to work with in  
21 developing how they train their people.

22 We have a video that we have deployed to  
23 help people understand what our policies and  
24 guidelines are. They want to go further, they go